

Amendment No. 1 to SB1851

Tracy
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Comm. Amdt. _____

AMEND Senate Bill No. 1851

House Bill No. 1220*

By deleting all language after the enacting clause and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Section 55-4-103, is amended by adding the following language as a new subsection:

(j) After January 1, 2009, every motor vehicle owner who replaces the registration plate on his or her motor vehicle may deposit the old, outdated or expired registration plate with the department of revenue or its agents in a manner determined by the commissioner pursuant to this subsection. The department of revenue shall create a program that promotes the recycling of used or outdated registration plates for the metal content in such plates. The program shall require each county facility where registration plates are issued to have a site for placing a bin or other container to collect used, outdated or expired registration plates for recycling. Each renewal notice of registration shall contain information regarding any such recycling program for registration plates. The commissioner may enter into contractual agreements with nonprofit organizations for the collection, disposal and recycling of used, expired or outdated registration plates, including the placement and maintenance of recycling bins or containers at county facilities where registration plates are issued, and the transportation of such registration plates to recycling facilities. Notwithstanding any provision of this subsection to the contrary, the commissioner shall not be required to enter into any such agreement or create a program pursuant to this subsection that would require the department of revenue to incur, pay, or otherwise assume responsibility for the payment of,

expenses associated with the collection, disposal or recycling of used, expired or outdated registration plates. However, such contractual agreements may allow nonprofit organizations to retain proceeds from such collection, disposal and recycling as an incentive to participation. The county mayor shall designate a location on county property either inside or outside of any county facility where registration plates are issued for the placement of recycling bins or containers. Other than providing a location for a bin or container, the county shall have no responsibility for implementation of the recycling program or liability for its operation. If a contractor is not maintaining recycling facilities in a satisfactory manner on county property, the county mayor may notify the commissioner of revenue. The commissioner shall take appropriate steps to ensure that the contractor remedies the problem or terminate the agreement and find a suitable replacement.

SECTION 2. The commissioner of revenue shall promulgate rules and regulations to effectuate the provisions of this act. All such rules and regulations shall be promulgated in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5.

SECTION 3. This act shall take effect July 1, 2008, the public welfare requiring it.